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**RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2133**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES  
In re Application of  
TIMOTHY J. MOULSLEY

Atty. Docket  
PHB 34,266C

Corres. and Mail  
**BOX AF**

Serial No. 10/701,540

Group Art Unit 2133

Filed: NOVEMBER 5, 2003

Examiner Torres, J.D.

Title: CODING DEVICE AND COMMUNICATION SYSTEM USING THE SAME

Commissioner for Patents  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals  
and Interferences from the decision dated February 24, 2005 of the  
Examiner finally rejecting claims 1,3,4 and 11-32.

- [ X ] Please charge the fee of \$500.00 to Deposit  
Account No. 14-1270.
- [ ] No additional fee is required, because the  
fee was paid in a prior appeal.

Respectfully submitted,

By *Dan Halajian*  
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being  
deposited this date with the United States Postal Service as  
first-class mail in an envelope addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On May 20, 2005  
(Date of Mailing)

By *Natali Q. Mansour*  
(Signature) F:\WPDOCS\forms\NOTAPP.DOC